IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 5TH NOVEMBER 2007 / 14TH KARTHIKA 1929

Bail Appl..No. 6691 of 2007()

CMP.5174/2007 of J.M.F.C.-II, CHENGANNUR

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CRIME NO. 160/2007 OF CHENGANNUR EXCISE RANGE

PETITIONER/ACCUSED

KUMARI, W/O.SURENDRAN,
KADAVIL THEKKETHIL VEEDU,
KUTTAMPEROOR MURI, MANNAR.

BY ADV. SRI.R.VINOD

RESPONDENTS: COMPLAINANT/STATE

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR ADV.SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No.6691 of 2007

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Dated this the 5th day of November, 2007

ORDER

Application for regular bail. Allegations are raised under the provisions of the Kerala Abkari Act. The petitioner, a woman was allegedly found to be in possession of 9 litres of spirit on 29.09.2007. The petitioner was arrested and she continues in custody from that date. The learned Public Prosecutor submits that the petitioner has one more case registered under the Kerala Abkari Act against her.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigators are granted reasonable further time to complete the investigation and I am satisfied that the petitioner can be directed to be enlarged on bail subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 12.11.2007. The Investigating

Officer shall, in the meantime, make every endeavour to complete the investigation.

ii) The petitioner shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioner shall make herself available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from the date of her release from custody and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE